

In re Patent Application of  
Deutsch et al.  
Serial No. 10/714,246  
Filed November 14, 2003

**In the claims:**

Please enter the claims as set forth below in a complete listing of the pending claims. Only allowable claim 12 is amended in this response to broaden its scope; no new matter is added. Additionally, please cancel claims 1-11 without prejudice.

1-11.(canceled)

12.(currently amended) A lighted whistle comprising:

a housing forming said whistle and having therein an inner cavity, having a mouthpiece adapted for a user to blow air thereinto, said mouthpiece having an entrance opening in fluid connection with said inner cavity and having a sound hole opening providing an outlet for air from said inner cavity, said housing being at least partly translucent and containing a fluorescent material responsive to ultraviolet or near ultraviolet light;

~~a power source connected in an electrical circuit adapted for connecting a power source thereto;~~

a light source connected to said ~~power source through the electrical circuit,~~ said light source capable of emitting sufficient ultraviolet or near ultraviolet light to excite the fluorescent material;

at least one switch connected in the electrical circuit; and

a connector for connecting said whistle to a predetermined article.

13.(original) The whistle of claim 12, wherein said connector comprises a split ring.

14.(original) The whistle of claim 12, wherein said connector comprises a lanyard.

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15.(original) The whistle of claim 12, wherein said predetermined article comprises a key chain.

16.(original) The whistle of claim 12, wherein said power source comprises a battery.

17.(original) The whistle of claim 12, wherein said light source comprises at least one light emitting diode (LED).

18.(original) The whistle of claim 12, wherein said at least one switch includes a manually operable switch.

19.(original) The whistle of claim 12, wherein said at least one switch includes a motion sensitive switch automatically closing responsive to movement of the whistle and without user intervention.

20.(original) The whistle of claim 12, wherein said connector is positioned along an external surface of said housing spaced apart and generally opposite from said mouthpiece.

21.(original) The whistle of claim 12, wherein said housing is entirely translucent and made of a material containing said fluorescent material.

22.(original) The whistle of claim 12, wherein said power source, light source, and switch are positioned within said housing is a compartment separated from said inner cavity.

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23.(original) The whistle of claim 12, wherein said housing is substantially waterproof.

24.(original) A method of lighting a whistle, the method comprising:  
providing a housing forming said whistle and having therein an inner cavity,  
having a mouthpiece adapted for a user to blow air thereinto, said mouthpiece  
having an entrance opening in fluid connection with said inner cavity and having a  
sound hole opening providing an outlet for air from said inner cavity, said housing  
being at least partly translucent and containing a fluorescent material responsive to  
ultraviolet or near ultraviolet light;  
positioning within the housing a power source connected in an electrical  
circuit;  
connecting a light source to the power source through the electrical circuit,  
said light source capable of emitting sufficient ultraviolet or near ultraviolet light to  
excite the fluorescent material;  
including at least one switch connected in the electrical circuit; and  
attaching a connector to the housing for connecting said whistle to a  
predetermined article.

25.(original) The method of claim 24, wherein the connector comprises a split ring.

26.(original) The method of claim 24, wherein the connector comprises a lanyard.

27.(original) The method of claim 24, wherein the predetermined article comprises a key  
chain.

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28.(original) The method of claim 24, wherein the power source comprises a battery.

29.(original) The method of claim 24, wherein the light source comprises at least one light emitting diode (LED).

30.(original) The method of claim 24, wherein the at least one switch includes a manually operable switch.

31.(original) The method of claim 24, wherein the at least one switch includes a motion sensitive switch automatically closing responsive to movement of the whistle and without user intervention.

32.(original) The method of claim 24, wherein the connector is positioned along an external surface of the housing spaced apart and generally opposite from the mouthpiece.

33.(original) The method of claim 24, wherein said power source, light source, and switch are positioned within said housing is a compartment separated from said inner cavity.

34.(original) The method of claim 24, wherein said housing is substantially waterproof.